

**FEBRUARY 6, 2006
PARMA CITY HALL COUNCIL CHAMBER
REGULAR COUNCIL MEETING
7:00 P.M.**

The Regular Council Meeting was called to order by President of Council Charles M. Germana presiding:

COUNCIL MEMBERS PRESENT:

SEAN P. BRENNAN
NICHOLAS J. CELEBREZZE
BRIAN DAY
MARY GALINAS
ROY J. JECH
LARRY NAPOLI
KENNETH A. RAMSER
THOMAS J. REGAS
SCOTT M. TUMA

Mr. Mastroianni – Mr. President, the Roll of Council has been called, and I find a quorum of Council members present.

The following officials and department heads were also present: Mayor Dean E. DePiero, Law Director Timothy G. Dobeck, Auditor Dennis M. Kish, Treasurer Anthony C. Zielinski, Service Director Brian Higgins, Safety Director Gregory Baeppler, Communications and Community Relations Director Powell Caesar, Recreation Commissioner Mickey Vittardi, Purchasing & Personnel Director Elayne Siegfried, Senior Citizens Director Jo Ann Mason, Mayor's Administrative Assistant Meghann McCall, Tax Commissioner Mike Mason, Director of Public Housing Lev Kulchytsky, and Clerk of Council Thomas Mastroianni.

INVOCATION

The Invocation was given this evening by Clerk of Council Thomas Mastroianni.

PLEDGE OF ALLEGIANCE TO THE AMERICAN FLAG

VOICE VOTE:

RESOLUTION NO. 24-06 2/6/06 L-34-06

BY: **M. GALINAS, K. A. RAMSER**, N. CELEBREZZE, B. DAY, S. P. BRENNAN, R. J. JECH,
L. NAPOLI, T. J. REGAS, S. M. TUMA

A RESOLUTION HONORING MICHAEL A. VITTARDI
PARMA AREA CHAMBER OF COMMERCE PRIDE
AWARD – INDIVIDUAL – 2006

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Resolution No. 24-06. Motion carried.

RESOLUTION NO. 25-06 2/6/06 L-21-06

BY: **M. GALINAS**, N. CELEBREZZE, S. P. BRENNAN, B. DAY, R. J. JECH, L. NAPOLI,
K. A. RAMSER, T. J. REGAS, S. M. TUMA

A RESOLUTION HONORING YORKTOWN SERVICE
PLAZA PARMA AREA CHAMBER OF COMMERCE
PRIDE AWARD – BUSINESS – 2006

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Resolution No. 25-06. Motion carried.

RESOLUTION NO. 26-06 2/6/06 L-22-06
BY: **M. GALINAS**, N. CELEBREZZE, B. DAY, S. P. BRENNAN, R. J. JECH, L. NAPOLI,
K. A. RAMSER, T. J. REGAS, S. M. TUMA

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Resolution No. 26-06. Motion carried.

RESOLUTION NO. 27-06 2/6/06 L-23-06
BY: **M. GALINAS, T. J. REGAS**, N. CELEBREZZE, B. DAY, S. P. BRENNAN, R. J. JECH,
L. NAPOLI, K. A. RAMSER, S. M. TUMA

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Resolution No. 27-06. Motion carried.

Mr. Svoboda – Thanked the Mayor and everyone for the Award.

Mr. Svoboda – Thanked everyone again.

House Bill 339 – The bill idea came from a resident in Parma. We are working with all interested parties – the auto dealers, the consumer credit giving agencies, etc. Basically, the credit freeze lets consumers stop thieves from getting any credit in their name by either locking or

freezing access to their credit report and scores. There are three credit bureaus out there, so if you want a credit freeze you would contact under the bill, by certified letter, those three credit bureaus and ask to have your credit scores locked down. It is based on a pin system, which will unlock your credit so you can obtain new additional credit on a temporary basis. Ten states have passed this credit freeze, and 17 other states are working on it. Under this bill, there are no fees. Under this, it takes about 3 days to check out credit. You have to pro-actively sign up for this. It is not given to all consumers. You have to send out a certified letter to take advantage of this. It doesn't affect your credit rating should you decide to apply and put this on. Should you apply for new credit and your temporary lift hasn't been in place, it comes back as an incomplete on your credit report and not as a denial. It can't be used as a device to hide from existing creditors.

DISPOSAL OF THE JOURNAL

Mr. Germana – Stated, we have the January 17, 2006 Regular Council Meeting Minutes, the January 23, 2006 Special Council Meeting Minutes, and the January 30, 2006 Special Meeting Minutes. Asked if there were any additions or corrections to these Minutes. Stated, hearing none, the Minutes will stand approved as printed.

COMMUNICATIONS, PETITIONS, AND CLAIMS

Proposal to Vary for the applicant, David Maison of Wolf & Maison for property located at 5885 State Road, Parma, Ohio, PPN 446-01-008. The request is for a Variance of Section 1197.05(22) – OFF STREET PARKING & LOADING FACILITIES SCHEDULE OF REQUIRED PARKING. The proposal is adding addition to commercial building requiring additional parking. Code states that medical and dental offices and clinics require parking to be provided at a rate of 1 space per 100 square feet. Applicant must have 22 spaces, including a van-accessible handicap space. The proposal is for 14 existing spaces. This Variance would result in 8 less parking spaces than Code requires. The Board members recommended that Council grant the Variance.

Mr. Germana – Said Variance will be referred to the Planning Committee.

Proposal to Vary for the applicant, Mark Moran, 6349 South Park Boulevard for property located at 12100 Snow Road, Suite 1, Parma, Ohio, PPN 441-25-008. The request is for a Variance of Section 1170.03 – PLANNING & ZONING CODE – SCHEDULE OF PERMITTED BUILDINGS & USES. The proposal is to open a beauty shop in an Industrial Park "A" Zoning District. Code states that beauty shop or other similar businesses are permitted in all zoning districts except Industrial or Office Building. This Variance would result in allowing opening a beauty salon in an Industrial "A" District. The Board members recommended that Council grant the Variance.

Mr. Germana – Said Variance will be referred to the Planning Committee.

Proposal to Vary for the applicant Joseph Toth, 5910 Alber Avenue for property located at 5573 Pearl Road, Parma, Ohio, PPN 443-01-014. The request is for a Variance of Section 1197.05(11) – OFF STREET PARKING AND LOADING FACILITIES – SCHEDULE OF REQUIRED PARKING – AMUSEMENTS AND ASSEMBLY. The proposal is to open a business (billiard hall) zoned Retail Business C 1. Code states that theatres, lodge halls, auditoriums, arenas, stadiums and other places of assembly require 1 space per 4 seats in a building or structure, plus 1 space per each 2 employees, or 1 space per 35 square feet, plus 1 space per employee, whichever is greater. Based on square footage of the first floor (2,730 square feet) this business (billiard hall) would require 78 parking spaces. The proposal is for 10 parking spaces, plus 1 handicapped space for a total of 11 parking spaces. The proposal is for 10 parking spaces, plus 1 handicapped space for a total of 11 parking spaces. This Variance would result in 67 less parking spaces than Code requires.

This Board members recommended that this Variance be denied because the Attorney representing the applicant verbally wanted the Board to vote on information that was not presented to the BZA prior to this meeting. There were discrepancies as to the number of parking spaces available, and the signatures on the Lease Agreements were not the owner's and that the Engineering Department was unable to determine if they were authentic signatures.

COMMUNICATIONS, PETITIONS, AND CLAIMS CONTINUED:

Mr. Germana – Said Variance will be referred to the Planning Committee.

Motion made by Councilman Brennan, seconded by Councilman Day, to change the Rules of Council by amending Rule 14 to read as follows: The order of the Committee meetings shall be as follows: 1. Finance 2. Safety 3. Service 4. Planning 5. Governmental 6. Environmental 7. Appointment Scanning 8. Public Housing. Motion carried.

Councilman Celebrezze – Stated, Mr. Pasquale D. Avolio, Director of Development for Giant Eagle, Inc., has requested an extension to the Variance which was granted on October 3, 2005, for Giant Eagle – Get Go Fueling – Day Drive, PPN 449-26-003. The request was for an “Area” Variance of Parma Codified Ordinances, Section 1170 COMMERCIAL/OFFICE DISTRICT – SCHEDULE OF LOT AREA, WIDTH AND COVERAGE REGULATIONS. Maximum lot coverage allowable by Code in a Shopping Center District is 25%. The proposed lot coverage is 25.82%. This Variance would result in .82% more lot coverage than Code allows. This is with the stipulation that the property shown on the drawing, which is FS-1, would not be a storage, would not be for sale, would not be for display of any other item shown on the drawing, such as pallets of fertilizer, pallets of bark, landscaping as such that the applicant agreed to.

Motion made by Councilman Celebrezze, seconded by Councilman Day, to grant this Variance extension to Pasquale D. Avolio. Motion carried.

Councilman Celebrezze – Stated, Mr. Adrien Bardot, 7431 Ridge Road, Parma, Ohio, PPN 454-13-006 has requested an extension for the Variance granted to Luchita’s Mexican Restaurant on July 12, 2005. The request was for an “Area” Variance of Parma Codified Ordinances, Section 1197.05(27) – OFF STREET PARKING AND LOADING FACILITIES – SCHEDULE OF REQUIRED PARKING. The proposal is for an outdoor patio addition. Code requires that minimum parking spaces for eating places, bars and taverns are 1 space per 50 square feet of floor area. Patio addition changes the amount of parking spaces from 43, including 2 handicap spaces, to 58 spaces, including 3 handicap spaces. This Variance would result in 15 less parking spaces than Code requires. This is with the stipulation that there would be no live band or D.J. on the patio at any time, and the downstairs is closed while the patio is open with a chain across it to make sure that nobody goes down there.

Motion made by Councilman Celebrezze, seconded by Councilman Day, to grant this Variance extension to Adrien Bardot for Luchita’s Mexican Restaurant. Motion carried.

Mr. Mastroianni – Stated, we are in receipt of the Annual Report from the Offices of the City Law Director for the year ending December 31, 2005. It will be on file in the Council Office.

Notice to Legislative Authority from the Ohio Division of Liquor Control, 6606 Tussing Road, P. O. Box 4005, Reynoldsburg, Ohio 43068-9005, Permit Number 8187535, for a Transfer C1, C2 Liquor Permit from F S D Oil Company, Inc., dba Ridge & Ridgewood Shell, 6630 Ridge Road, Parma, Ohio 44129 to Singh PHP, Inc., 6630 Ridge Road, Parma, Ohio 44129. Mailed January 25, 2006. Responses must be postmarked no later than February 27, 2006.

Mr. Germana – Said Liquor Permit will be referred to the Ward Council and to the Safety Director.

Mr. Mastroianni – Stated, we are in receipt of the 2005 Annual Report – Parma Senior Center. It will be on file in the Council Office.

ORDINANCES AND RESOLUTIONS

Motion made by Councilman Brennan, seconded by Councilman Day, to amend the Calendar as follows: Remove Ordinance No. 44-06 from **First Reading** and place it under **Suspension of the Rules**. Motion carried.

FIRST READING:

ORDINANCE NO. 31-06

2/6/06

L-24-06

BY: S. M. TUMA

(By Request – Purchasing and Personnel Director)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE
DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A
CONTRACT WITH THE LOWEST AND BEST BIDDER FOR
GROUP LIFE, ACCIDENTAL DEATH AND DISMEMBERMENT
INSURANCE, AND DECLARING AN EMERGENCY

Mr. Germana – Said Ordinance will be referred to the Finance Committee.

ORDINANCE NO. 34-06

2/6/06

L-39-06

BY: S. M. TUMA

(By Request – Recreation Director)

AN ORDINANCE TO AMEND SECTION 185.05(b) "FEES
OF THE DIRECTOR OF PUBLIC SERVICE" OF THE
CODIFIED ORDINANCES OF THE CITY OF PARMA,
RELATIVE TO FEES FOR THE RIDGEWOOD MUNICIPAL
GOLF COURSE, AND DECLARING AN EMERGENCY

Mr. Germana – Said Ordinance will be referred to the Finance Committee.

ORDINANCE NO. 35-06

2/6/06

L-19-06

BY: L. NAPOLI, T. REGAS

(By Request – City Engineer)

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER
INTO A CONTRACT FOR THE DESIGN OF SANITARY
SEWER IMPROVEMENTS FOR BRADENTON BOULEVARD,
SUNRISE OVAL, SUNHAVEN OVAL, KNOWLES DRIVE,
PLEASANTVIEW DRIVE, MELONY LANE, AND A PORTION
OF HOERTZ ROAD AND A PORTION OF BONNY BOULEVARD
IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Mr. Germana – Said Ordinance will be referred to the Finance Committee.

RESOLUTION NO. 37-06

2/6/06

L-37-06

BY: R. J. JECH

A RESOLUTION URGING THE STATE LEGISLATURE TO
CONSIDER INTRODUCING A LAW SIMILAR TO THE STATE
OF NEW YORK RELATIVE TO TEENAGERS RECEIVING A
TEMPORARY DRIVING PERMIT AT THE AGE OF 16 YEARS
OLD, AND DECLARING AN EMERGENCY

Mr. Germana – Said Resolution will be referred to the Public Safety Committee.

FIRST READING CONTINUED:

ORDINANCE NO. 43-06

2/6/06

L-26-06

BY: R. J. JECH

(By Request – Service Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A FIVE (5) YEAR LEASE AGREEMENT WITH COLUMBIA GAS OF OHIO, INC., FOR THE USE OF CITY-OWNED LAND FOR A REGULATOR STATION AT STATE ROAD AND RIDGEWOOD DRIVE IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Jech, seconded by Councilman Day, to amend Ordinance No. 43-06 as follows: Change 5 year lease agreement to 10 year lease agreement in the heading and in Section 1. Motion carried.

Mr. Germana – Said Ordinance will be referred to the Finance Committee as amended.

ORDINANCE NO. 50-06

2/6/06

L-15-06

BY: **K. A. RAMSER**, S. P. BRENNAN, M. GALINAS, B. DAY, S. M. TUMA, N. CELEBREZZE, L. NAPOLI, R. J. JECH, T. J. REGAS
(By Request – Law Director)

AN ORDINANCE TO ENACT CHAPTER 757 "PEDDLERS AND SOLICITORS" OF THE CODIFIED ORDINANCES OF THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Mr. Germana – Said Ordinance will be referred to the Public Safety Committee.

RESOLUTION NO. 51-06

2/6/06

L-43-06(A)

BY: **S. M. TUMA**, S. P. BRENNAN, M. GALINAS, B. DAY, L. NAPOLI, T. J. REGAS, K. A. RAMSER, N. CELEBREZZE, R. J. JECH
(By Request – Mayor)

A RESOLUTION SUBMITTING THE QUESTION OF LEVYING AN ADDITIONAL ONE-HALF PERCENT (0.5%) MUNICIPAL INCOME TAX RATE TO THE ELECTORS OF THE CITY OF PARMA, OHIO, AND TO PROVIDE A MUNICIPAL INCOME TAX CREDIT UP TO A MAXIMUM OF TWO PERCENT (2%) OF TAXABLE INCOME PAID TO ANOTHER MUNICIPALITY AS TAX FOR THEIR APPROVAL OR REJECTION AT AN ELECTION TO BE HELD WITHIN THE CITY OF PARMA, OHIO, ON MAY 2 2006, WITH SUCH ADDITIONAL INCOME TAX LEVY BEING DESIGNATED FOR SPECIFIED PURPOSES, AND DECLARING AN EMERGENCY

Mr. Germana – Said Resolution will be referred to the Finance Committee.

FIRST READING CONTINUED:

ORDINANCE NO. 52-06 2/6/06 L-43-06(B)
BY: **S. M. TUMA**, S. P. BRENNAN, K. A. RAMSER, B. DAY, M. GALINAS, R. J. JECH,
L. NAPOLI, T. J. REGAS, N. CELEBREZZE
(By Request – Mayor)

AN ORDINANCE TO AMEND SECTION 183.22 "RATE AND INCOME TAXABLE" OF THE CODIFIED ORDINANCES OF THE CITY OF PARMA AS ENACTED IN PART BY ORDINANCE NO. 120-81, PASSED JUNE 29, 1981, PROVIDING FOR A 2% MUNICIPAL INCOME TAX, BY INCREASING THE TAX RATE TO 2.5%, SECTION 183.52 "RESIDENT SUBJECT TO INCOME TAX IN OTHER MUNICIPALITY", AND SECTION 183.54, ENACTED BY ORDINANCE NO. 120-81 DESIGNATING THE DISBURSEMENT OF FUNDS COLLECTED PARTIALLY FOR SPECIFIED PURPOSES AND PARTIALLY FOR GENERAL MUNICIPAL PURPOSES, AND DECLARING AN EMERGENCY

Mr. Germana – Said Ordinance will be referred to the Finance Committee.

SECOND READING:

ORDINANCE NO. 4-06 1/17/06 L-7-06
BY: S. P. BRENNAN

AN ORDINANCE TO REZONE PERMANENT PARCEL NUMBER 443-17-010 AND A PORTION OF PERMANENT PARCEL NUMBER 443-17-011 FROM MULTIFAMILY HOUSE DISTRICT TO RETAIL BUSINESS D3 DISTRICT, LOCATED ON THEOTA AVENUE IN THE CITY OF PARMA

Motion made by Councilman Celebrezze, seconded by Councilman Day, to refer Ordinance No. 4-06 back to the Planning Committee. Motion carried.

ORDINANCE NO. 12-06 1/17/06 L-17-06
BY: S. M. TUMA
(By Request – Law Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR MUNICIPAL EXCESS LIABILITY INSURANCE FOR THE CITY OF PARMA, OHIO, AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilman Day, to refer Ordinance No. 12-06 back to the Finance Committee. Motion carried.

SECOND READING CONTINUED:

ORDINANCE NO. 13-06

1/17/06

L-18-06

BY: S. M. TUMA

(By Request – Law Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF
PUBLIC SERVICE TO ENTER INTO AN AGREEMENT
WITH THE LOWEST AND BEST BIDDER FOR SPECIAL
MULTI-PERIL INSURANCE INCLUDING CONTENTS AND
BOILERS, AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilman Day, to refer Ordinance
No. 13-06 back to the Finance Committee. Motion carried.

SECOND READING SUSPENSION OF THE RULES:

RESOLUTION NO. 17-06

1/17/06

L-14-06

BY: S. P. BRENNAN, N. CELEBREZZE, B. DAY, M. GALINAS, L. NAPOLI, K. A. RAMSER,
T. J. REGAS, S. M. TUMA, R. J. JECH

A RESOLUTION IN SUPPORT OF HOUSE BILL NO. 339
WHICH WOULD ENABLE OHIOANS TO PLACE A FREEZE
ON THEIR CREDIT FILES, AND DECLARING AN EMERGENCY

Mr. Germana – Shall the statutory provision and Rule 47 requiring the full distinct reading
of Resolution No. 17-06 on three different days be dispensed with?

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; motion carried.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt
Resolution No. 17-06.

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; Resolution No. 17-06 is adopted.

RESOLUTION NO. 18-06

1/17/06

L-2-06

BY: S. P. BRENNAN, N. CELEBREZZE, B. DAY, M. GALINAS, R. J. JECH, L. NAPOLI,
K. A. RAMSER, T. J. REGAS, S. M. TUMA

A RESOLUTION TO HAVE WEST 60TH STREET, LOCATED
BETWEEN SNOW ROAD AND ALLANWOOD ROAD,
RENAMED TO "HOUDEK WAY" IN THE CITY OF PARMA

Mr. Germana – Shall the statutory provision and Rule 47 requiring the full and distinct
reading of Resolution No. 18-06 on three different days be dispensed with?

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; Motion carried.

Motion made by Councilman Celebrezze, seconded by Councilman Day, to amend
Resolution No. 18-06 in the first Whereas Clause, Line 5., after the word "organization" add the
words "serving his community was the Houdek way". In the Heading, Line 3., change "rename" to
"co-name". Also, in Section 1., Line 2., change "rename" to "co-name". Add a new Section 2. to
read: "Section 2. That this Council authorizes the Safety Director to create and affix the "Houdek
Way" signs immediately above the present W. 60th Street signs." There are four signs. Change
Section 2. to Section 3. Change Section 3. to Section 4., which shall read as follows: "Section 4.
That this Resolution is hereby declared to be an emergency measure necessary for the
immediate preservation of the public health, safety, and welfare of the City of Parma, and for the

SECOND READING SUSPENSION OF THE RULES CONTINUED:

further reason that this measure is necessary to have the signs installed soon. This Resolution shall become immediately effective upon receiving the affirmative vote of two-thirds of all members elected to Council and approval of the Mayor, otherwise from and after the earliest period allowed by law.” Motion carried.

Councilman Brennan – Stated, it is best to leave the W. 60th Street signs there because they are a good landmark. The Houdek Way signs will be added about the W. 60th Street signs.

Councilwoman Galinas – Asked if this changes our liability in regard to anything that would happen.

Law Director Dobeck – Stated, it won’t have any impact on this because it is a co-name, and the name is going across the top of the existing street signs.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Resolution No. 18-06 as amended.

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; Resolution No. 18-06 is adopted as amended.

THIRD READING:

ORDINANCE NO. 348-04 10/18/04 L-374-04
BY: **S. M. TUMA**, S. P. BRENNAN, B. DAY, M. GALINAS, T. J. REGAS, K. A. RAMSER,
L. NAPOLI, N. CELEBREZZE
(By Request – Mayor)

AN ORDINANCE TO REPEAL ORDINANCE NO. 214-97
AND ESTABLISH A NEW SCHEDULE OF MANAGEMENT,
PROFESSIONAL, AND CONFIDENTIAL POSITIONS WITHIN
THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilman Day, to accept Substitute Ordinance No. 348-04, which amends the language on the previous Ordinance No. 348-04, as stated in the Substitute legislation. Further moved to amend the language in Exhibit “A” of this Ordinance by substituting the words “non exempt” for “exempt” under the Auditing Department for Chief Deputy Auditor and Deputy Auditor positions. Further moved to waive Rule 51, have a Roll Call vote on Rule 44, and place Substitute Ordinance No. 348-04 on Third Reading for passage as amended. Motion carried.

Mr. Germana – Shall Rule 44 requiring reference to Committee be dispensed with and Substitute Ordinance No. 348-04 be placed on final passage?

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; motion carried.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Substitute Ordinance No. 384-04 as amended.

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; Substitute Ordinance No. 384-04 is adopted as amended.

ORDINANCE NO. 37-05 2/7/05 L-27-05
BY: **S. M. TUMA**
(By Request – Building Commissioner)

AN ORDINANCE TO AMEND THE TITLE OF CHAPTER
721 “COIN-OPERATED MACHINES” AND SECTION
721.01 “DEFINITIONS” OF THE CODIFIED ORDINANCES
OF THE CITY OF PARMA TO INCLUDE THE ACCEPTANCE
OF CREDIT CARDS, AND DECLARING AN EMERGENCY

THIRD READING CONTINUED:

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Ordinance No. 37-05.

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; Ordinance No. 37-05 is adopted.

ORDINANCE NO. 262-05 10/17/05 L-256-05

BY: L. NAPOLI

(By Request – City Engineer/Building Commissioner)

AN ORDINANCE ACCEPTING GRANT OF EASEMENT
BY ARLINGTON PLACE GROUP L.L.C. FOR THE
INSTALLATION AND MAINTENANCE OF A WATER MAIN
FOR THE PURPOSE OF SUPPLYING WATER SERVICE TO
ARLINGTON PLACE SUBDIVISION LOCATED IN THE CITY
OF PARMA

Motion made by Councilman Napoli, seconded by Councilman Day, to adopt Ordinance No. 262-05.

Councilwoman Galinas – Asked where Arlington Place is and also for a brief explanation.

Mayor DePiero – Stated, Arlington Place is the new cluster home subdivision off State Road, north of Sprague.

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; Ordinance No. 262-05 is adopted.

SUSPENSION OF THE RULES:

RESOLUTION NO. 22-06 2/6/06 L-30-06

BY: **L. NAPOLI, R. J. JECH, B. DAY, T. J. REGAS, K. A. RAMSER, S. M. TUMA,**
S. BRENNAN, N. J. CELEBREZZE, M. GALINAS

(By Request – Mayor)

A RESOLUTION AUTHORIZING WEST CREEK
PRESERVATION COMMITTEE TO FILE AN
APPLICATION WITH THE OHIO DEPARTMENT OF
NATURAL RESOURCES FOR FINANCIAL ASSISTANCE
FOR PUBLIC RECREATION PURPOSES, AND
DECLARING AN EMERGENCY

Mr. Germana – Shall the statutory provision and Rule 47 requiring the full and distinct reading of Resolution No. 22-06 on three different days be dispensed with?

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; motion carried.

Mr. Germana – Shall Rule 44 requiring reference to Committee be dispensed with and Resolution No. 22-06 be placed on final passage?

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; motion carried.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Resolution No. 22-06.

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; Resolution No. 22-06 is adopted.

SUSPENSION OF THE RULES CONTINUED:

ORDINANCE NO. 30-06

2/6/06

L-30-06

BY: S. M. TUMA

(By Request – Law Director)

AN ORDINANCE TO AMEND SECTION 2 OF ORDINANCE NO. 230-05 TO REFLECT THE CORRECT FUND AND ACCOUNT NUMBER FOR PAYMENT OF PROFESSIONAL SERVICES IN THE CLAIM MATTER KNOWN AS RAGAN V. CITY OF PARMA, AND DECLARING AN EMERGENCY

Mr. Germana – Shall the statutory provision and Rule 47 requiring the full and distinct reading of Ordinance No. 30-06 on three different days be dispensed with?

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; motion carried.

Mr. Germana – Shall Rule 44 requiring reference to Committee be dispensed with and Ordinance No. 30-06 be placed on final passage?

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; motion carried.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Ordinance No. 30-06.

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; Ordinance No. 30-06 is adopted.

ORDINANCE NO. 32-06

2/6/06

L-32-06

BY: **S. M. TUMA**, L. NAPOLI, K. A. RAMSER, T. J. REGAS, S. M. TUMA, S. P. BRENNAN, N. J. CELEBREZZE, B. DAY, M. GALINAS

(By Request – Service Director)

AN ORDINANCE TO AMEND A PORTION OF SECTION 1 OF ORDINANCE NO. 405-04 RELATIVE TO THE COST FOR AN AGREEMENT WITH THE CUYAHOGA SOIL AND WATER CONSERVATION DISTRICT FOR THE PROVISION OF PLAN REVIEWS REGARDING STORM WATER MANAGEMENT FOR THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Mr. Germana – Shall the statutory provision and Rule 47 requiring the full and distinct reading of Ordinance No. 32-07 on three different days be dispensed with?

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; motion carried.

Mr. Germana – Shall Rule 44 requiring reference to Committee be dispensed with and Ordinance No. 32-07 be placed on final passage?

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; motion carried.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Ordinance No. 32-07.

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; Ordinance No. 32-07 is adopted.

SUSPENSION OF THE RULES CONTINUED:

ORDINANCE NO. 33-06 2/6/06 L-25-06
BY: **M. GALINAS**, L. NAPOLI, K. A. RAMSER, T. J. REGAS, S. M. TUMA, S. P. BRENNAN,
N. J. CELEBREZZE, B. DAY, M. GALINAS
(By Request – City Engineer)

AN ORDINANCE AUTHORIZING A CONTRACT BETWEEN
THE OHIO DEPARTMENT OF TRANSPORTATION FOR THE
CONSTRUCTION OF TRAFFIC SIGNALS ALONG RIDGE
ROAD, STATE ROAD, RIDGEWOOD DRIVE AND DAY DRIVE
AND TO APPROPRIATE FUNDS NECESSARY FOR THE CITY'S
SHARE OF THE IMPROVEMENT, AND DECLARING AN
EMERGENCY

Mr. Germana – Shall the statutory provision and Rule 47 requiring the full and distinct
reading of Ordinance No. 33-06 on three different days be dispensed with?

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; motion carried.

Mr. Germana – Shall Rule 44 requiring reference to Committee be dispensed with and
Ordinance No. 33-06 be placed on final passage?

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; motion carried.

Motion made by Councilman Tuma, seconded by Councilman Day, to amend Ordinance
No. 33-06 in Section 2. by adding Account Number 62110-03306. Motion carried.

Councilwoman Galinas – Stated, in regard to the costs, the City's share is over ½ million
dollars. Asked if this is a cooperative program?

Auditor Kish – Stated. this is just our portion of a very large project.

Mayor DePiero – Stated, the entire cost is approximately 4.9 million dollars over each of
the phases of the project. The original money was from a Federal Air Quality Grant to allow
smoother traffic through the Cities, which helps clean the air and allows us to upgrade all the
signals. There's two or three phases.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt
Ordinance No. 33-06 as amended.

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; Ordinance No. 33-06 is adopted as amended.

ORDINANCE NO. 36-06 2/6/06 L-31-06
BY: **R. J. JECH, S. P. BRENNAN**, M. GALINAS, L. NAPOLI, K. A. RAMSER, T. J. REGAS,
S. M. TUMA, N. J. CELEBREZZE, B. DAY
(By Request – Mayor)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE
DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A
PROJECT LABOR AGREEMENT FOR THE CONSTRUCTION
PROJECT OF FIRE STATIONS 1 AND 2 IN THE CITY OF
PARMA, AND DECLARING AN EMERGENCY

Mr. Germana – Shall the statutory provision and Rule 47 requiring the full and distinct
reading of Ordinance No. 36-06 on three different days be dispensed with?

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; motion carried.

Mr. Germana – Shall Rule 44 requiring reference to Committee be dispensed with and
Ordinance No. 36-06 be placed on final passage?

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; motion carried.

SUSPENSION OF THE RULES CONTINUED:

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Ordinance No. 36-06.

Mayor DePiero – Stated, any project over \$200,000 has to have a project labor agreement.

Councilman Jech – Stated, he believes that Parma is the only City that has something on the books to dictate that any project or public-funded project over a certain amount does include a project labor agreement.

Councilman Day – Stated, Safety Director Baeppler assured us that these new fire stations 1 and 2 would not affect the regionalism. They are placed in very strategic areas.

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; Ordinance No. 36-06 is adopted.

ORDINANCE NO. 41-06

2/6/06

L-45-06

BY: S. M. TUMA

(By Request – Auditor)

**AN ORDINANCE TO AMEND THE 2006 TEMPORARY
APPROPRIATIONS OF THE CITY OF PARMA, OHIO,
AND DECLARING AN EMERGENCY**

Mr. Germana – Shall the statutory provision and Rule 47 requiring the full and distinct reading of Ordinance No. 41-06 on three different days be dispensed with?

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; motion carried.

Mr. Germana – Shall Rule 44 requiring reference to Committee be dispensed with and Ordinance No. 41-06 be placed on final passage?

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; motion carried.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Ordinance No. 41-06.

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; Ordinance No. 41-06 is adopted.

RESOLUTION NO. 42-06

2/6/06

L-44-06

BY: S. M. TUMA

(By Request – Auditor)

**A RESOLUTION APPROVING THE CITY AUDITOR'S
POST CERTIFICATION OF REQUISITIONS AS
DETAILED IN EXHIBIT "A", AND DECLARING AN
EMERGENCY**

Mr. Germana – Shall the statutory provision and Rule 47 requiring the full and distinct reading of Resolution No. 42-06 on three different days be dispensed with?

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; motion carried.

Mr. Germana – Shall Rule 44 requiring reference to Committee be dispensed with and Resolution No. 42-06 be placed on final passage?

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; motion carried.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Resolution No. 42-06.

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; Resolution No. 42-06 is adopted.

SUSPENSION OF THE RULES CONTINUED:

ORDINANCE NO. 44-06 2/6/06 L-40-06
BY: M. GALINAS

AN ORDINANCE TO AMEND SECTION 133.03 "STATE
OF THE CITY ADDRESS" OF THE CODIFIED ORDINANCES
OF THE CITY OF PARMA

Mr. Germana – Shall the statutory provision and Rule 47 requiring the full and distinct reading of Ordinance No. 44-06 on three different days be dispensed with?

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; motion carried.

Mr. Germana – Shall Rule 44 requiring reference to Committee be dispensed with and Ordinance No. 44-06 be placed on final passage?

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; motion carried.

Motion made by Councilwoman Galinas, seconded by Councilman Day, to amend Ordinance No. 44-06 in Section 1. Line 3., after the word "by" add the words "February 28th". Motion carried.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Ordinance No. 44-06 as amended.

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; Ordinance No. 44-06 is adopted as amended.

ORDINANCE NO. 46-06 2/6/06 L-48-06
BY: **M. GALINAS**, R. J. JECH
(By Request – Safety Director)

AN ORDINANCE TO AMEND SECTION 155.20 "SALE
OF PERSONAL PROPERTY WITH AN ESTIMATED VALUE
OF \$1,000 OR LESS" OF THE CODIFIED ORDINANCES
OF THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Mr. Germana – Shall the statutory provision and Rule 47 requiring the full and distinct reading of Ordinance No. 46-06 on three different days be dispensed with?

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; motion carried.

Mr. Germana – Shall Rule 44 requiring reference to Committee be dispensed with and Ordinance No. 46-06 be placed on final passage?

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; motion carried.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Ordinance No. 46-06.

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; Ordinance No. 46-06 is adopted.

SUSPENSION OF THE RULES CONTINUED:

ORDINANCE NO. 47-06 2/6/06 L-49-06
BY: **M. GALINAS**, L. NAPOLI, K. A. RAMSER, T. J. REGAS, S. M. TUMA, S. P. BRENNAN,
N. J. CELEBREZZE, B. DAY, R. J. JECH
(By Request – Safety Director)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE
DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A
CONTRACT THROUGH THE OHIO LAW ENFORCEMENT
SUPPORT OFFICE (OHIO LESO) OF THE OHIO DEPARTMENT
OF PUBLIC SAFETY FOR THE LEASE/PURCHASE OF SIX (6)
2006 CHEVROLET IMPALA POLICE CRUISERS AND ONE (1)
2006 CHEVROLET TAHOE FOR THE PARMA POLICE
DEPARTMENT, AND DECLARING AN EMERGENCY

Mr. Germana – Shall the statutory provision and Rule 47 requiring the full and distinct reading of Ordinance No. 47-06 on three different days be dispensed with?

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; motion carried.

Mr. Germana – Shall Rule 44 requiring reference to Committee be dispensed with and Ordinance No. 47-06 be placed on final passage?

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; motion carried.

Councilwoman Galinas – Asked the Safety Director how these vehicles are going to be used.

Safety Director Baeppler – Stated, last year we did not buy any new Police vehicles. It was over 2 years ago that we bought any significant number of unmarked cars and a lesser number of marked cars. It is necessary that we replace some of our front-line rolling stock. The first Chevrolet Police cars that we had are doing well, but their mileage is going up. We have frontline cars approaching 100,000 miles, and we can't go much longer without an influx of new vehicles.

Councilwoman Galinas – Asked, will these cars be used for the Police officers themselves, including the Chevrolet Tahoe.

Safety Director Baeppler – Stated, that is correct. Several departments have found that there is a lot of value in having a larger vehicle for special circumstances, such as extra SWAT equipment, but it will still be a frontline vehicle. It will not be a vehicle that sits daily in the lot.

Auditor Kish – Asked, will this be from one vendor, or will it be one lease, or are these going to be multiple leases.

Safety Director Baeppler – Stated, the six Chevy vehicles will be one lease, and we are not sure if we can get the Tahoe under the same agreement.

Auditor Kish – Stated, if that should come through with separate leases and possibly separate vendors, just keep him notified because he will be requesting an amendment to the Ordinance so that we can separate the two for tracking purposes.

Mr. Germana – Stated, every lease that we have has a tracking number and it goes by the Ordinance that authorized the lease.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Ordinance No. 47-06.

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; Ordinance No. 47-06 is adopted.

SUSPENSION OF THE RULES:

ORDINANCE NO. 48-06 2/6/06 L-50-06
BY: S. P. BRENNAN, B. DAY, N. CELEBREZZE, M. GALINAS, R. J. JECH, L. NAPOLI,
K. A. RAMSER, T. REGAS, S. M. TUMA

A RESOLUTION IN SUPPORT OF THE EIGHT ANNUAL
CONSUMER PROTECTION WEEK FROM FEBRUARY 5TH
TO FEBRUARY 11TH, 2006, TO FEATURE THE GRAND
SCAM CHALLENGE, AND DECLARING AN EMERGENCY

Mr. Germana – Shall the statutory provision and Rule 47 requiring the full and distinct
reading of Ordinance No. 48-06 on three different days be dispensed with?

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; motion carried.

Mr. Germana – Shall Rule 44 requiring reference to Committee be dispensed with and
Ordinance No. 48-06 be placed on final passage?

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; motion carried.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt
Ordinance No. 48-06.

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; Ordinance No. 48-06 is adopted.

ORDINANCE NO. 49-06 2/6/06 L-42-06
BY: **M. GALINAS**, R. J. JECH, T. J. REGAS, S. M. TUMA, N. J. CELEBREZZE, B. DAY,
S. P. BRENNAN,
(By Request – Safety Director)

AN ORDINANCE TO AMEND THE HEADING AND SECTION
1 OF ORDINANCE NO. 9-06 RELATIVE TO THE FEE FOR
THE WEBCHECK FINGERPRINTING SYSTEM AND TO
INSERT A NEW SECTION 3 IN ORDINANCE NO. 9-06 TO
AUTHORIZE THE CITY AUDITOR TO CREATE A WEBCHECK
PROGRAM FUND, AND DECLARING AN EMERGENCY

Mr. Germana – Shall the statutory provision and Rule 47 requiring the full and distinct
reading of Ordinance No. 49-06 on three different days be dispensed with?

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; motion carried.

Mr. Germana – Shall Rule 44 requiring reference to Committee be dispensed and
Ordinance No. 49-06 be placed on final passage?

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; motion carried.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt
Ordinance No. 49-06.

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; Ordinance No. 49-06 is adopted.

LEGISLATION TO BE TABLED:

ORDINANCE NO. 63-02 2/19/02 L-35-00
BY: S. P. BRENNAN, M. GALINAS

AN ORDINANCE CREATING THE POSITION OF
GRANTWRITER WITHIN THE SERVICE DEPARTMENT
AND TO AMEND A PORTION OF EXHIBIT "A" OF
ORDINANCE NO. 214-97, AND DECLARING AN
EMERGENCY

Motion made by Councilman Brennan, seconded by Councilman Day, to Table
Ordinance No. 63-02. Motion carried.

Motion made by Councilman Day, seconded by Councilwoman Galinas, to Reconsider
Ordinance No. 63-02. Motion fails. Ordinance No. 63-02 is Tabled.

APPOINTMENTS AND CONFIRMATIONS

Motion made by Councilman Ramser, seconded by Councilman Day, to accept the
appointments of the following individuals:

Mr. Frank Eschweiler to the Parma Civil Service Commission,
term expiring on 12/31/2007. Mr. Eschweiler's term will fill the
position vacated by the appointment of Mr. George Oryshkewych.

Mr. George Oryshkewych to the Parma Civil Service Commission,
term expiring on 12/31/2001. This position was vacated by
Mr. Frank Eschweiler.

Motion carried. The appointments are accepted.

Mr. Germana – Asked the Mayor if there were any other appointments at this time.
Mayor DePiero – Stated that there were none.

PUBLIC SESSION

Mr. Leone Cerny, 4903 Lincoln Avenue – Regarding the Walter's Reserve Subdivision,
stated that over the weekend we had a fair amount of rain and water from the subdivision was
flowing into the lots on Lincoln, north to the end of this. When the subdivision was approved back
in 2004, one of the things they were supposed to do was put in a swale going north and south on
the western end and direct it toward the existing swales to keep any of the rain water from getting
onto the properties. Stated, that has not happened. The swales that were in existence there
have actually been backfilled when the silt fencing was put in. Stated, it has been 15 years since
he has had water running through his garage. Back in the 80s he spent 5 years at Council
Meetings getting the project approved to correct that problem, and now they are back to where
they started. Stated, the builder needs to do what he is supposed to do. The City keeps giving
him permits to build more houses, and he has not complied with the requirements that he was
suppose to before he started building. Also, on Saturday he noticed a very strong odor of diesel
fuel. After several hours he went back to look and found diesel fuel floating on top of the water.
Stated, he called the Fire Department out and they found that one of the bulldozers was leaking
diesel fuel, and it was shut off. No one was able to get in touch with the builder to let him know
this was happening. Asked if anyone contacted the EPA concerning this diesel fuel that flowed
into the sewers.

Ms. Brenda White, 4901 Lincoln Avenue – Stated, this is also in connection with the
Walter's Reserve Subdivision. She had a great deal of water come through her garage and her
yard. Her yard was full of mud from the water coming down from this construction area, and she
was also there when the Firemen noticed the diesel fuel was floating through the water, into the

PUBLIC SESSION CONTINUED:

sewers and through their yards. The abandoned house next to them was also flooded. Right now the water froze, but she is concerned that in the spring, if this is not stopped, it will cause extensive damage to her property. She would like to see something done about this.

Mr. Neil Hess, Watershed Coordinator for the West Creek Preservation Committee – Thanked Council for passing Resolution No. 22-06 tonight. Introduced Mr. Bob Gardin, Chairman for Friends of Big Creek, which is a watershed group that is just now starting with the Big Creek Watershed.

Mr. Bob Gardin – Stated the group had some press coverage in the Brooklyn Sun Journal regarding their plans to extend the Metro Parks Big Creek Reservation trail north of Brookpark Road. Stated, they were successful in that effort. Recently they got word from Metro Parks that they are interested in helping them seek funding for a trail alignment study. Stated, they are a watershed group as well, and they have concern for the oversight of the Big Creek watershed as a whole, which is the other half of Parma. (passed out information about the group) Stated, they look forward to working with the Administration and Council and helping the citizens of Parma to become more aware of the potential of extending that trail network into the City of Brooklyn, accessing the Cascade Crossings area. Stated, they are working with Wal-Mart. They have been successful with Forest City property owners. There are a lot of challenges ahead, but there is potential to extend this network not only through West Creek northward, but to go north of Brookpark Road into this corridor to eventually reach the towpath trail and access to downtown Cleveland.

MISCELLANEOUS BUSINESS

Mayor DePiero – Extended condolences to Chuck Germana on the death of his sister. Stated, he spoke at the memorial service for Dr. Carmelita Thomas, President of Tri C West. Stated that she was very involved and helped Tri C West to grow. She was also involved in his Economic Development Advisory Council. Thanked Councilman Ramser for introducing Ordinance No. 50-06 regarding Peddlers and Solicitors. Thanked members of Council for the passage of Ordinance No. 384-04 and 36-06. Invited everyone to the State of the City address on Wednesday.

Safety Director Gregory Baeppler – Stated, the Police Department thanks Council for the Ordinance allowing the purchase of vehicles.

Service Director Brian Higgins – Regarding some the concerns the residents had about Walters Grove property, the Fire Department went to that site at the request of a resident on Saturday. Their report indicated they didn't find any diesel that left that site. There was a slick floating on top of the water because a head cock was open on a piece of equipment on site. That was closed. Stated he did receive some pictures. The City's inspector for QCI did contact four residents along that strip today. Also somebody from Soil and Water Conservation went out there today to review the site. Stated the Mayor has the City Engineer looking at this also to make sure that the swales are appropriate and directed by any deficiencies that may have been created on that site. We will be looking into this in the next few day and hope to correct any problems along that property.

Treasurer Zielinski – Expressed his condolences to the Germana family on their loss.

Law Director Dobeck – No comment.

Auditor Kish – No comment.

Councilman Jech – As far as this issue in Ward 3, this project has been coming before this Council for quite some time. Asked if it is possible to bring this contractor in before Council because we have had so many complaints and so many disruptions of the neighborhood over

MISCELLANEOUS BUSINESS CONTINUED:

there. It seems like this is ongoing. Thanked members of Council for the Project Labor Agreements. Stated, it is a good thing to be able to purchase the Chevy Impalas and the Tahoe. Expressed his condolences to the Germana family.

Councilman Napoli – Stated, in connection with the salary ranges, he works for a Fortune 500 company and they have always had salary ranges. It's a cost saver as well an attractor. In connection with the health care, he also pays \$180 a month for his health care. In connection with regionalism, he wants to keep an open mind on this but wants to hear from the professionals themselves. Stated, he is all for this providing we don't lose anything. Extended his condolences to the Germana family.

Councilman Ramser – Extended his condolences to the Germana family. Thanked the Mayor for his kind words. Thanked all the department heads for being so helpful to him his first month as a Councilman. Thanked Mr. Mastroianni and his fellow Council colleagues for their help. Stated, he believes in the salary ranges. Thanked Law Director Dobeck for his help with Ordinance No. 50-06 which is a safety issue for the city.

Councilman Regas – Thanked Council President Germana for attending this evening. Congratulated Mr. Svoboda on being Citizen of the Month.

Councilman Tuma – Thanked State Representative Timothy DeGeeter for being here this evening to discuss the important issue in the House Bill on identity theft. Thanked Dr. Pizner and Parma Heights Mayor Zanoti. Regionalism is an important issue which has to be addressed in the future. Extended his condolences to the Germana family.

Councilman Brennan – Extended his condolences to the Germana family.

Councilman Celebrezze – Extended his condolences to the Germana family. In response to his residents in Ward 3, dealing with the Walter's Grove project on Saturday, stated he went to the site and stood in the muddy waters and smelled the gas and saw the flooding in the backyards. Thanked Councilman Jech for his suggestion about getting the building here and working together as a Council to remedy some of their concerns and issues. Thank the Administration for their prompt response today in connection with the matter. Stated, the EPA has been contacted. Thanked his residents for giving him the pictures of the incident from the weekend. Stated, the builder was contacted today. Resigned his post as the Assistant County Prosecutor this week.

Councilman Day – No comment.

Councilwoman Galinas – Regarding Resolution No. 17-06, State Representative DeGeeter spoke about identify theft in connection with this. Stated, it is great to be proactive and to something about it. In regard to Ordinance No. 348-04, we are considering positions that need some type of framework in which we can hire good people. Stated, she believes that it is good policy. Stated, the previous Mayor was hesitant to do this. Extended her condolences to the Germana family.

Mr. Germana – Thanked everyone for their concern and support. Stated, the funeral will be Friday for his sister. Concerning the State of the Union address, we changed the rule tonight concerning the date. We still have some corrections to do with funding in connection with putting forth the possibility of having an increase on the income tax so that we could bring some fairness in taxation and help with the funding for safety and other concerns. As far as this situation concerning salary ranges, he is a firm believer in this.

ADJOURNMENT

Motion made by Councilman Brennan, seconded by Councilman Day, to adjourn said Regular Council Meeting. Motion carried.

CERTIFICATION

I, Thomas Mastroianni, Clerk of Council for the City of Parma, Ohio, do hereby certify that the above to be a true and correct copy of the Minutes of the Regular Council Meeting held on Monday, February 6, 2006.

THOMAS MASTROIANNI
CLERK OF COUNCIL

CHARLES M. GERMANA
PRESIDENT OF COUNCIL

Meeting adjourned at 9:15 p.m.

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Minutes completed on February 27, 2006.